

# FISCAL NOTE

## HB 967 - SB 1673

March 1, 2005

**SUMMARY OF BILL:** Requires the retention of certain biological material for DNA testing for the period of time that a person remains incarcerated; establishes procedures for destruction of the material; authorizes the Department of Correction to impose sanctions against petitioner if DNA analysis ordered results are not favorable to petitioner.

### ESTIMATED FISCAL IMPACT:

**Increase State Expenditures - Exceeds \$100,000**

**Increase Local Govt. Expenditures\* - Exceeds \$100,000**

Assumptions:

- Tennessee Bureau of Investigation will require some additional storage capacity to maintain DNA samples for a longer period of time.
- Local law enforcement agencies will require some additional storage capacity to maintain material for DNA testing for a longer period of time.
- Some law enforcement agencies already maintain materials for DNA testing for the period that the offender is incarcerated.

\*Article II, Section 24 of the Tennessee Constitution provides that: *no law of general application shall impose increased expenditure requirements on cities or counties unless the General Assembly shall provide that the state share in the cost.*

### CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



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James W. White, Executive Director